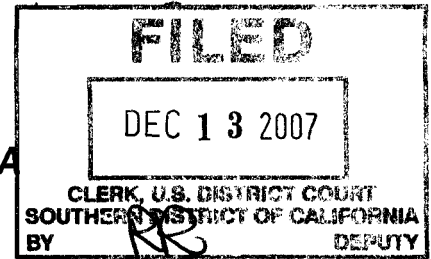


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AO 455 (Rev. 5/85) Waiver of Indictment

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

RICARDO EDIBERTO GARCIA-TUN

07cr3326-JM
CASE NUMBER: 07mj 02669-NL8

I, RICARDO EDIBERTO GARCIA-TUN, the above named defendant, who is accused of Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony)

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 12/13/07 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

Ricardo Garcia
Defendant

[Signature]
Counsel for Defendant

Before

[Signature]
JUDICIAL OFFICER